

BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

FILED/ACCEPTED  
JUN 15 2007

Federal Communications Commission  
Office of the Secretary

In the Matter of )  
)  
Arkansas Cable Telecommunications ) EB Docket No. 06-53  
Association; Comcast of Arkansas, Inc.; )  
Buford Communications I, L.P. d/b/a )  
Alliance Communications Network; )  
WEHCO Video, Inc.; and TCA Cable ) EB-05-MD-004  
Partners d/b/a Cox Communications, )  
)  
*Complainants,* )  
)  
v. )  
)  
Entergy Arkansas, Inc., )  
)  
*Respondent.* )

To: Office of the Secretary  
Attn: The Honorable Arthur I. Steinberg  
Administrative Law Judge

**MOTION FOR AN EXTENSION OF TIME**

Pursuant to Part 1.205 of the Commission's Rules, 47 C.F.R. § 1.205, Respondent Entergy Arkansas, Inc. ("EAI"), through undersigned counsel, hereby moves for an extension of time to file its response to Complainants' Motion for Leave to File a Report and Supplemental Brief ("Motion"), Complainants' Report and Supplemental Brief on Discovery-Related Matters ("Report"), and Complainants' Letter Requesting a Status Conference ("Letter Request") (collectively, "Complainants' June 13, 2007 Filings") in the above-captioned proceeding.

Specifically, EAI respectfully requests a modest extension of three weeks up to and including July 10, 2007, to file its response pursuant to Section 1.294(a) of the Commission's Rules, 47 C.F.R. § 1.294(a), to Complainants' June 13, 2007 Filings. This extension will allow

EAI to fully respond to Complainants' voluminous filing and will not result in any prejudice to the Complainants.

In addition, while Complainants neither contacted nor consulted EAI regarding a possible status conference prior to filing their Letter Request, EAI welcomes the opportunity to participate in a conference with Complainants and the Administrative Law Judge in order to address pending discovery-related issues and move this proceeding forward toward a resolution. In the interest of fairness, EAI respectfully requests that any such conference take place only after EAI has presented its full response to Complainants' June 13, 2007 Filings. All participants in the conference would then have a complete record before them regarding the Parties' views on these discovery issues and would be better able to engage in a productive discussion.

EAI also welcomes a status conference regarding the discovery issues that have apparently arisen between Complainants and certain nonparties identified by Complainants in their Letter Request, and agrees that such a conference could serve to resolve these issues and move this proceeding forward. However, EAI submits that it would be more efficient to schedule a separate status conference to address these nonparty discovery issues. This would serve to avoid any confusion of the specific issues involving each entity, minimize the burden on the nonparty entities involved, and minimize the possible inadvertent disclosure of confidential information to a nonparty or other entity not entitled to receive it.<sup>1</sup>

As set forth below, good cause exists for the grant of the requested extension. In support of its Motion for an Extension of Time, EAI states:

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<sup>1</sup> / In connection with this last point, EAI notes that it does not have agreements in place with all of the nonparties subpoenaed by Complainants and identified in Complainants' Letter Request regarding the protection of confidential materials or information related to this proceeding.

1. On Wednesday, June 13, 2007, following the close of regular business hours, Complainants simultaneously submitted three separate filings for consideration by the Administrative Law Judge in this proceeding: (1) a Motion for Leave to File a Report and Supplemental Brief; (2) a Report and Supplemental Brief on Discovery-Related Matters; and (3) a Letter Requesting a Status Conference.

2. Complainants' Report and Supplemental Briefing on Discovery-Related Matters consists of 35 pages (not including the caption page or table of contents) and over 44 separate exhibits totaling over 200 additional pages.

3. Complainants' Report raises serious substantive issues, contains numerous allegations, accusations, and legal arguments, and requests severe remedies directed against Respondent EAI.

4. Complainants' Letter Requesting a Status Conference, accompanied by attached exhibits, raises for the first time serious new allegations against Respondent EAI that Complainants have never raised before with any of the Parties to this proceeding or in any of its filings, correspondence, or known communications with the Administrative Law Judge.

5. Respondent EAI would be substantially prejudiced if it is not provided with sufficient time to fully respond to the allegations set forth in Complainants' voluminous filing.

6. Currently, the response of Respondent EAI is due Tuesday, June 19, 2007. Respondent EAI asks for a modest extension of three weeks up to and including July 10, 2007, to fully respond to Complainants' June 13, 2007 Filings.

7. The requested extension date of July 10, 2007, is intended to avoid any scheduling or other burdens that may be imposed on the Parties by the intervening Fourth of July holiday. Due to the suspension of the procedural schedule, there are no pending deadlines in this

proceeding that would be affected by the requested extension of time. Accordingly, there would be no prejudice to Complainants resulting from the grant of the requested extension of time.

8. Respondent EAI welcomes the convening of a status conference to address the discovery-related issues raised in this proceeding and stands ready to participate in such a status conference once it has had the opportunity to fully respond to Complainants' June 13, 2007 Filings.

9. Respondent EAI further welcomes the convening of a separate status conference to address the discovery-related issues that have arisen between Complainants and certain nonparties identified by Complainants in their Letter Request, and stands ready to participate in such a status conference once it has had the opportunity to fully respond to Complainants' June 13, 2007 Filings.

For all of the foregoing reasons, EAI submits that good cause exists for the grant of an extension of time up to and including July 10, 2007, for EAI to file its response to Complainants' June 13, 2007 Filings.

**WHEREFORE**, for the reasons set forth above, Respondent Entergy Arkansas, Inc., respectfully requests that its Motion for an Extension of Time to Respond to Complainants' Motion for Leave to File a Report and Supplemental Brief, Report and Supplemental Brief on Discovery-Related Matters, and Letter Requesting a Status Conference be granted to provide EAI additional time up to and including July 10, 2007, to file its response, and to provide for all other relief that the Administrative Law Judge deems appropriate.

Respectfully submitted,



Shirley S. Fujimoto  
David D. Rines  
McDERMOTT WILL & EMERY LLP  
600 Thirteenth Street, N.W.  
Washington, D.C. 20005-3096  
T: 202.756.8000  
F: 202.756.8087

Gordon S. Rather, Jr.  
Michelle M. Kaemmerling  
Stephen R. Lancaster  
WRIGHT, LINDSEY & JENNINGS LLP  
200 West Capitol Avenue, Suite 2300  
Little Rock, AR 72201-3699  
T: 501.371.0808  
F: 501.376.9442

Wm. Webster Darling  
Janan Honeysuckle  
Entergy Services, Inc.  
425 West Capitol Avenue  
27th Floor  
Little Rock, AR 72201  
T: 501.377.5838  
F: 501.377.5814

*Attorneys for Entergy Arkansas, Inc.*

Dated: June 15, 2007

**CERTIFICATE OF SERVICE**

I, David D. Rines, do hereby certify that on this 15th day of June, 2007, a single copy (unless otherwise noted) of the foregoing "Motion for an Extension of Time" was delivered to the following by the method indicated:

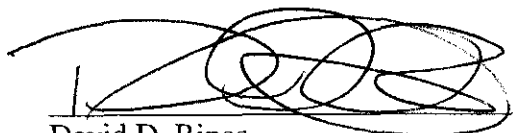
Marlene H. Dortch (hand delivery) (**ORIGINAL PLUS 6 COPIES**)  
Secretary  
Federal Communications Commission  
445 12th Street, S.W., Room TW-A325  
Washington, D.C. 20554

Hon. Arthur I. Steinberg (overnight delivery, fax, e-mail)  
Administrative Law Judge  
Office of the Administrative Law Judge  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554  
Fax: (202) 418-0195

John Davidson Thomas (hand-delivery, e-mail)  
Paul Werner, III  
Dominic F. Perella  
Sharese M. Pryor  
Amy Sinko Mushawar  
Hogan & Hartson LLP  
Columbia Square  
555 13th Street, N.W.  
Washington, D.C. 20004

Alex Starr (overnight delivery, e-mail)  
Lisa Saks  
Michael Engel  
Federal Communications Commission  
Enforcement Bureau  
Market Dispute Resolutions Division  
445 12th Street, S.W.  
Washington, DC 20554

Best Copy and Printing, Inc. (U.S. Mail)  
Federal Communications Commission  
Room CY-B402  
445 12th Street, S.W.  
Washington, D.C. 20554

  
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David D. Rines